

Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, January 12, 2004, 7:00 PM

Minutes

Present:

Bruce Card, Thomas Fiore, Philip Hammond, John Lebeaux, and Daniel Morgado, Town Manager. Mr. Fiore called the meeting to order at 7:03pm.

Preliminaries:

1. Approve bills, payrolls and warrants #0454 in the amount of \$1,670,520.92 and #0453 in the amount of \$1,575,700.02, #0455 in the amount of \$294,793.70 and #0456 in the amount of \$9,864,576.29.
2. Approve Minutes of December 29, 2003. Motion made, seconded and unanimously voted to approve.
3. Announcements – Mr. Card asked the Manager to look at the two road defects, one at the corner of Power/Svenson and the other at Villa/Plainfield.
4. Town Manager's Report – Nothing to add.

Hearings:

5. 7:05PM – Edgemere Diner, Amend Common Victualler license. Ms. Barbara Dillon came before the Board and requested that she be able to change to license to allow that she be upon from 6:00 AM on Friday to noon on Sunday. On a motion by Mr. DePalo, seconded by Mr. Card, the Board voted to close the hearing. On a motion by Mr. DePalo, seconded by Mr. Card, the Board voted unanimously in favor of adopting the following hours for the Edgemere Diner:

Monday – Thursday 6PM to 2PM daily
Friday 6AM – Sunday noon continuous.

Old Business:

6. The Board discussed the draft policy for the use of the Town Common. Mr. DePalo stated that in the past, someone asking to use the Common needed to get permission from the Congregational Church as well. Mr. Fiore stated that he would have the policy sent to the Church for their review and schedule an additional discussion under Old Business at the next meeting.
7. The Board discussed the revisions made to the letter to DHCD regarding the LIP application for Avalon Bay. Mr. DePalo recused himself from the discussion. The Board approved the changes to the draft letter and authorized Mr. Fiore to sign the letter on behalf of the Board.
8. Mr. Fiore announced and the Board endorsed the posting of a public hearing to discuss the proposed change in the Town Bylaw which would make the Town Clerk's position an appointment of the Board rather than elected. The hearing will be held on Monday, February 9, 2004 at 7PM in the Selectmen's meeting room. Mr. Fiore stated that on the same evening the Board will also discuss the disposition of the house at 64 Holden Street. A notice will be sent to all Town Meeting members.

New Business:

9. Mr. Fiore read press release announcing the 2004 Scholarship application process.
10. The Board discussed the new law permitting package stores to be open on Sundays. Mr. Fiore stated that the Board needed to address two issues: 1.) should stores be allowed to be

opened on Sundays and 2.) What will be process for granting Sunday opening should the Board vote to allow such. On a motion by Mr. Lebeaux, seconded by Mr. Hammond, the Board voted unanimously in favor of allowing Sunday openings in accordance with the provisions of MGL, Chapter 141 of the Acts of 2003, subject to further conditions that the Board may authorize. Mr. Fiore suggested that the Board send a letter to all license holder asking them to submit a letter to the Board stating their interest in Sunday openings which when then be listed as a communication and discussed that the next meeting under old business. The consensus of the Board was to allow those establishments opting to open on Sundays to do so in accordance with the hours established by the statute. Mr. DePalo stated that he believes individual stores should determine whether or not they want to be open on Sundays.

Communications:

11. Noted copy mailed: Letter to Avalon Bay Communities, Inc. Re: Changes to LIP application. Mr. Morgado stated that Board should obtain a clear copy of the Purchase and Sale Agreement.
12. Noted copy mailed: Letter to Jonathan Wright
13. Noted copy mailed: Letter from Louis DeSantis re: Sunday Openings. Mr. Fiore stated that this should be included as Old Business for the next meeting.
14. Noted copy mailed: Invitation to attend Massachusetts Selectmen's Association Annual Meeting
15. Noted copy mailed: Letter from Karl Honkonen re: Blackstone River Watershed – Five Year Action Plan. Mr. Fiore suggested that a copy be sent to the Engineering and Water Departments.
16. Noted copy mailed: Cover sheet of MEPA Notice of Project Change for connection of 38 homes on High Street/North Street to municipal sewer system
17. Noted copy Mailed: Letter to John Perreault
18. Noted copy Mailed: Modifications to MSA Bylaws
19. Noted copy Mailed: Minutes of 12/10/03 School Committee Meeting

Executive Session:

At 7:54 PM, the Board voted to enter into executive session for the purpose of discussing pending litigation not to reconvene into open session. The Board was polled, Mr. Card, yes, Mr. Lebeaux, yes, Mr. Hammond, yes, Mr. DePalo, yes, and Mr. Fiore, yes.

Motion was made and seconded and unanimously voted to adjourn from executive session at 8:12 PM.

Respectfully submitted,

Michael Hale